

- S.R. 152 - By Glasgow: Memorial resolution for Eddie Deussen.
S.R. 153 - By Glasgow: Memorial resolution for Mrs. Letha M. Wooten.
S.R. 154 - By Glasgow: Memorial resolution for Kay Kendrick.
S.R. 155 - By Glasgow: Memorial resolution for Dennis C. Huffman.
S.R. 156 - By Glasgow: Memorial resolution for Cynthia Suzanne Grubbs.
S.R. 157 - By Glasgow: Memorial resolution for Judge John Alvin Winder.
S.R. 158 - By Glasgow: Memorial resolution for Vivian Greer Hodgkins White.

WELCOME AND CONGRATULATORY RESOLUTIONS

- H.C.R. 50 - (Montford): Commending Professor Colin K. Kaufman.
S.R. 137 - By Williams: Extending welcome to Shawna Huggins.
S.R. 138 - By Howard: Extending congratulations to the Ore City High School Rebel baseball team.
S.R. 139 - By Howard: Commending L. E. "Mickey" Mayne.
S.R. 140 - By Howard: Commending Mr. Truitt Ingram.
S.R. 159 - By Montford: Commending Mrs. Ruth Schiermeyer.
S.R. 161 - By Farabee: Proclaiming August, 1984, as Texas Child Support Month in Texas.

ADJOURNMENT

On motion of Senator McFarland, the Senate at 4:03 p.m. adjourned until 9:30 o'clock a.m. tomorrow.

FIFTEENTH DAY (Thursday, June 28, 1984)

The Senate met at 9:30 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Blake, Brooks, Brown, Caperton, Doggett, Edwards, Farabee, Harris, Henderson, Howard, Jones, Kothmann, Leedom, Lyon, Mauzy, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Vale, Washington, Whitmire, Williams.

Absent-excused: Glasgow.

A quorum was announced present.

The Reverend Dr. James D. Kenna, St. Elias Eastern Orthodox Church, Austin, Texas, offered the invocation as follows:

Merciful and Almighty God, who visits the humble and consoles us with the affections of our loved ones, give grace to this legislative body, send Thy Holy Spirit to preside over them in all their concerns and deliberations for the welfare of the people of this great State.

We thank You for the blessings of the past and pray that we may continue to advance together and prosper in the days ahead. All this we ask in the name of the Father and of the Son and of the Holy Spirit. Amen.

On motion of Senator Mauzy and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Edwards.

MESSAGE FROM THE HOUSE

House Chamber
June 28, 1984

HONORABLE W. P. HOBBY PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 61, In memory of Halley Cox.

H.C.R. 62, Commending Stephen F. Austin High School.

H.C.R. 63, In memory of former State Representative Max Carlton Smith.

H.C.R. 65, Authorizing the Conference Committee on H.B. 72 to include certain matters in the Conference Report.

H.C.R. 66, Commending the Honorable John Ben Sheppard.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE RESOLUTION 163

Senator Howard offered the following resolution:

WHEREAS, The free enterprise system is the very cornerstone of our country's wealth and prosperity; and

WHEREAS, The Frank Stone High School Office Education Association Free Enterprise team captured the spirit of this system which they displayed admirably in national competition; and

WHEREAS, These business-like young people earned a second place in state competition and a first in national competition becoming the first group from the North Lamar Independent School District to receive a first place award of any type in national competition; and

WHEREAS, As part of their project, the students used an entire week to stress the awareness of free enterprise, prepared bulletin board displays, and arranged for newspaper, radio, and television stations to come out and interview them; another important part of their project was to prepare a notebook on what free enterprise means to them; and

WHEREAS, Sheila Gladden, B. J. Johnson, Melissa Mahan, Paige Parker, and Karen Parsons initiated a computer dating service to pay for the suits they wore to competition; these budding young entrepreneurs also earned the money needed to pay for their trip to the national competition in Indianapolis; and

WHEREAS, The future of our state's free enterprise system will continue to flourish in the capable hands of these future leaders; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 68th Legislature, 2nd Called Session, hereby congratulate the Frank Stone High School Office Education Association Free Enterprise team on their first place award in national competition; and, be it further

RESOLVED, That copies of this Resolution be prepared for the members of the Frank Stone High School Office Education Association Free Enterprise team as an expression of high regard from the Texas Senate.

The resolution was read and was adopted.

Senator Howard escorted the members of the team to the President's Rostrum.

The President presented enrolled copies of S.R. 163 to the guests.

SESSION TO CONSIDER EXECUTIVE APPOINTMENTS

The President announced the time had arrived to consider the Executive appointments to agencies, boards and commissions. Notice of submission of these names for consideration was given yesterday by Senator Howard.

Senator Howard moved confirmation of the nominees reported yesterday by the Subcommittee on Nominations.

The President asked if there were requests to sever nominees.

There were no requests offered.

NOMINEES CONFIRMED

The following nominees as reported by the Subcommittee on Nominations were confirmed by the following vote: Yeas 29, Nays 0.

Absent: Washington.

Absent-excused: Glasgow.

Banking Commissioner (Appointed by the Finance Commission): JAMES L. SEXTON, Williamson County.

Members, Governing Board of the Texas School for the Deaf: ROBERT E. BEVILL, Harris County; ERNEST R. FUENTES, Travis County; MRS. AVRIL THOMPSON, Harris County.

Members, Texas Parks and Wildlife Commission: GEORGE R. BOLIN, Harris County; WILLIAM L. GRAHAM, Potter County; RICHARD R. MORRISON III, Harris County; PERKINS DAUGHERTY SAMS, Midland County; RAY E. SANTOS, M.D., Lubbock County.

Members, Finance Commission of Texas: RUBEN H. JOHNSON, Travis County; ALAN LERNER, Dallas County; PHILLIP G. NEWSOM, Ellis County; CULLEN R. LOONEY, Hidalgo County; LEOPOLDO PALACIOS, Hidalgo County; HENRY SAUER, JR., Harris County; RICHARD H. SKINNER, Harris County.

Members, Board of Pardons and Paroles: WINONA WILSON MILES, Travis County; ANTONIO GIL MORALES, Tarrant County; ALBERT NEAL PFEIFFER, Bastrop County.

Members, Board of Directors, University System of South Texas: GILBERT ACUNA, Kleberg County; WAYNE H. KING, Bexar County; BLAS M. MARTINEZ, Webb County.

Members, Board of Directors, Lower Colorado River Authority: CECIL LONG, Bastrop County; JAMES A. MARTIN, Travis County; JOHN M. SCANLAN, Travis County.

Members, Board of Regents, Texas Southern University: DR. LARRY J. GREENFIELD, Harris County; ARTHUR M. GAINES, JR., Harris County; ANDREW R. MELONTREE, Smith County.

Member, Board of Regents, North Texas State University: J. JACK HAYS, Dallas County.

Member, Texas Aeronautics Commission: ROY LEE ORR, Dallas County.

Member, State Ethics Advisory Commission: LEONARD E. DAVIS, Smith County.

Member, Public Safety Commission: RUBEN R. CARDENAS, Hidalgo County.

Members, State Human Rights Commission: RAMIRO CASSO, M.D., Hidalgo County; MRS. HELEN GIDDINGS, Dallas County; MRS. MAXINE LEE, Travis County; ALBERTO H. MAGNON, JR., Webb County; MRS. MALLORY ROBINSON, Harris County; FRANK THOMPSON, JR., Harris County.

Members, Texas Board of Mental Health and Mental Retardation: GRACE K. JAMESON, M.D., Galveston County; ROBERTO LEO JIMENEZ, M.D., Bexar County; RICHARD COKE MILLS, McLennan County.

Members, Texas Commission for the Deaf: WILLIAM A. FLOERKE, San Patricio County; JERRY G. HASSELL, Travis County; JERRY ALEX McCUTCHIN, SR., Dallas County.

Members, Board of Regents, University of Houston: MRS. DEBBIE HANNA, Travis County; XAVIER C. LEMOND, Harris County; JOSE MOLINA, Harris County; DON A. SANDERS, Harris County.

Member, Texas Alcoholic Beverage Commission: MORRIS ATLAS, Hidalgo County.

Members, Texas Commission on the Arts: MRS. NANCY ANN DAVIS, Tarrant County; E. J. GRIVETTI, Harris County; ADAN MEDRANO, Bexar County; MRS. TERRYLIN G. NEALE, Harris County; MRS. NANCY HEARRELL NELSON, Dallas County; MRS. LOUANN TEMPLE, Travis County.

Members, Texas Board of Health: DR. RONIE J. ANDERSON, Dallas County; DENNIS K. McINTOSH, D.V.M., Guadalupe County.

Members, Texas Judicial Council: JOHN L. HILL, JR., Travis County; GENE McLAUGHLIN, Crosby County; J. WILLIAM HARTMAN, Fort Bend County.

Members, Board of Regents, Midwestern State University: TOM BLAKENEY, JR., Brazoria County; MRS. MARGARET DARDEN, Dallas County; LARRY L. LAMBERT, Wichita County.

Members, Texas Air Control Board: DR. OTTO KUNZE, Brazos County; HUBERT OXFORD III, Jefferson County.

Members, Board of Directors, State Bar of Texas (Appointed by Supreme Court of Texas): JOSEPH H. GAINES, M.D., Tarrant County; JOHN WARREN HAZARD, Harris County; HAROLD JONES, Lubbock County; HAROLD A. ODOM, JR., Fort Bend County.

Member, State Depository Board: W. R. VANCE, Brazos County.

Members, Commission on Jail Standards: MRS. PAT NEWHOUSE, Fannin County; FRED TINSLEY, Dallas County; JUDGE PAT F. O'ROURKE, El Paso County; ROBERT J. UHR, Comal County.

Members, Texas Juvenile Probation Commission: JUDGE FORTUNATO P. BENAVIDES, Hidalgo County; MRS. LOIS CARPENTER, Midland County; MARSHALL W. COOPER, Cochran County; REVEREND AMOS LANDRY, JR., Jefferson County.

Members, Texas State Library and Archives Commission: T. FRANKLIN GLASS, JR., Harris County; RALPH W. YARBOROUGH, Travis County.

Member, Texas Low-Level Radioactive Waste Disposal Authority: ROBERT L. CLEMENT, M.D., Travis County.

Members, Texas Board of Licensure for Nursing Home Administrators: MRS. VIRGINIA ATKINSON, McLennan County; MRS. VELDA PHELPS-WASSON, Harris County.

Members, State Board of Pharmacy: W. HAROLD PIERATT, JR., Lee County; RENEE E. SOLIS, El Paso County; H. CRAIG DARBY, Tarrant County.

Members, State Property Tax Board: NICHOLAS V. LAMPSON, Jefferson County; CIRO TREVINO, Hidalgo County.

Members, Texas Public Building Authority: GERALD GOFF, Travis County; GLEN A. HEFNER, Harris County; MRS. MARILYN JONES, Bexar County.

Member, School Land Board: MRS. LOLA L. BONNER, Aransas County.

Members, Board of Trustees, Teacher Retirement System of Texas: HENRY M. BELL, JR., Smith County; DR. GEORGE M. CROWSON, Harris County; MRS. MARY WILLIAMS KASTING, McLennan County.

Members, Board of Directors, Trinity River Authority: HOWARD CLAYTON BRANTS, JR., Tarrant County; J. LEARD CONNER, Liberty County; DONALD R. CUTLER, Dallas County; JOE SCOTT EVANS, Trinity County; FRANCIS SUEL HILL, Freestone County; MRS. HELEN MARIE HOOPER, Anderson County; DR. CHARLES A. HUNTER, Dallas County; THOMAS CLINTON LETTS, Walker County; JOHN R. PARTEN, Madison County; BRUCE SMITH, Henderson County.

Members, State Board of Vocational Nurse Examiners: LUCILLE BEHAR, Bexar County; MRS. LINDA RAE GAMBILL, Baylor County; MRS. ADELIA DUHON MILLER, Smith County; MRS. LINDA SAVANNAH, Tarrant County.

Judge, 360th Judicial District, Tarrant County: CATHERINE ADAMSKI, Tarrant County.

Members, Board of Trustees, Pan American University: RAMON GARCIA, Hidalgo County; NATIVIDAD LOPEZ, Cameron County; MRS. MARGARET L. McALLEN, Hidalgo County; MRS. LAURYN GAYLE WHITE, Dallas County.

Members, Board of Regents, Texas State Technical Institute: ED AIKEN, JR., Nolan County; H. GENE EVANS, McLennan County; GERALD DON PHARISS, Dallas County.

SENATE RESOLUTION 172

Senator Farabee offered the following resolution:

WHEREAS, In Fort Worth 41 years ago, on June 28, 1943, Mr. and Mrs. Thomas L. Montford became the delighted parents of a son, John, who has been a source of much joy and pride to them in the ensuing years; and

WHEREAS, The career of District 28 Senator John T. Montford has been as notable for success as for the hard work and intelligence he has applied to it; and

WHEREAS, A graduate of public schools in Hurst, Senator Montford attended The University of Texas, where he earned his law degree in 1968; after graduation from law school, he entered the service of his country in the United States Marine Corps, where he served as a military attorney and judge in addition to duty as a company commander; and

WHEREAS, Before coming to the Senate in 1983, John Montford was in private practice in Lubbock and later compiled an outstanding record as Criminal District Attorney in Lubbock County; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 68th Legislature, 2nd Called Session, join Senator Montford's lovely wife, Debra Kay, and their children, Melanie, Melinda, and John Ross, in wishing him a very happy birthday; and, be it further

RESOLVED, That a copy of this Resolution be prepared for Senator John T. Montford as a memento of his 41st birthday and as an expression of the esteem of his fellow Members in the Texas Senate.

The resolution was read and was adopted.

On motion of Senator Mauzy and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

HOUSE CONCURRENT RESOLUTION 65

The President laid before the Senate the following resolution:

H.C.R. 65, Granting permission to the Conference Committee on H.B. 72 to incorporate specific language.

The resolution was read.

Senator Brooks requested that the Senate be granted sufficient time to study H.C.R. 72.

The request was granted.

Question - Shall the resolution be adopted?

SENATE CONCURRENT RESOLUTION 9 ON SECOND READING

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S.C.R. 9, Requesting the Texas Department of Public Safety to study use of rooftop strobe lights on school buses.

The resolution was read second time and was adopted.

SENATE BILL 11 ON SECOND READING

On motion of Senator Jones and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 11, Relating to the financing of certain public buildings and the establishment of the Texas Public Building Authority.

The bill was read second time and was passed to engrossment.

SENATE BILL 11 ON THIRD READING

Senator Jones moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 12 ON SECOND READING

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 12, Reenacting the Bond Procedures Act of 1981 (Article 717k-6, Vernon's Texas Civil Statutes) with amendments of Sections 1, 3, and 5 and addition of Sections 12 and 13; relating to the issuance of bonds and other obligations by or on behalf of political subdivisions; to the authority of the issuer as to terms, provisions, sale, records, transfer or change, security, and means of payment of the bonds; authorizing certain credit agreements and delegation of certain functions; containing other provisions relating to the subject; and declaring an emergency.

The bill was read second time and was passed to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 12 ON THIRD READING

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that C.S.S.B. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

SENATE BILL 33 ON SECOND READING

On motion of Senator Sharp and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 33, Relating to the creation, administration, powers, duties, operations, financing, and dissolution of road utility districts under Article III, Section 52, of the Texas Constitution.

The bill was read second time.

Senator Sharp offered the following amendment to the bill:

Floor Amendment No. 1

Amend **S.B. 33** by Sharp by striking Subsection 4 of Section 2 and substituting the following:

(4) "Roads" means macadamized, graveled, or paved roads and turnpikes which serve or are intended to serve as arterial or main feeder roads under such standards as may be prescribed by the commission.

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Floor Amendment No. 2

Amend **S.B. 33** by substituting the words "90 days" for the words "45 days" on page 1, line 51, and by substituting the words "120 days" for the words "60 days" on page 1, line 52.

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Floor Amendment No. 3

Amend **S.B. 33** as follows:

(1) Insert the following language between the word "entity" and the period on page 9, line 26:

"to which the facility is being conveyed, or, in the case of a facility that is being conveyed to a county and that is located within one or more cities or the extraterritorial jurisdiction of one or more cities, by one or more such cities"

(2) Strike lines 29 through 31 on page 9 and substitute the following:

"is filed with the commission in accordance with this subsection, the commission shall issue an order, within 15 days after receiving the board's conveyance order or within 15 days after receiving the written protest, whichever is later,"

The amendment was read and was adopted.

On motion of Senator Sharp and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

(Senator Traeger in Chair)

The bill as amended was passed to engrossment.

SENATE BILL 33 ON THIRD READING

Senator Sharp moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 33** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

HOUSE CONCURRENT RESOLUTION 65

The Senate resumed consideration of the following resolution:

H.C.R. 65, Granting permission to the Conference Committee on **H.B. 72** to incorporate specific language.

Question - Shall the resolution be adopted?

(President in Chair)

RECESS

On motion of Senator Brooks, the Senate at 10:28 o'clock a.m. took recess until 11:30 o'clock a.m. today.

AFTER RECESS

Senator Parker called the Senate to order at 11:30 o'clock a.m.

RECESS

On motion of Senator Brooks, the Senate at 11:32 o'clock a.m. took recess until 1:30 o'clock p.m. today.

AFTER RECESS

The President called the Senate to order at 1:30 o'clock p.m.

MESSAGE FROM THE HOUSE

House Chamber
June 28, 1984

HONORABLE W. P. HOBBY PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 23, Congratulating Ken Watson.

H.C.R. 33, In memory of Billy Gene Smelley.

H.C.R. 35, In memory of Colonel Farrell Sullivan.

H.C.R. 44, Congratulating the Daingerfield High School football team.

H.C.R. 46, Declaring the Odessa Shakespeare Globe Theatre to be a valuable cultural and heritage resource of the State.

H.C.R. 52, In memory of former State Senator Doss Hardin.

H.C.R. 53, Congratulating Don and Niky Mauro on the birth of Kyle Austin Mauro.

H.C.R. 54, In memory of David Overstreet.

S.C.R. 6, In memory of Herbert G. Tigner.

S.C.R. 14, In memory of Elizabeth Grant Lanier.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

REPORT OF STANDING COMMITTEE

By unanimous consent, Senator Traeger submitted the following report for the Committee on Intergovernmental Relations:

S.B. 36

S.B. 40

S.B. 41

S.B. 42

SENATE BILLS ON FIRST READING

On motion of Senator Brown and by unanimous consent, the following bills were introduced, read first time and referred to the Committee indicated:

S.B. 43 by Glasgow Intergovernmental Relations
Relating to creation of the office of district attorney of the 355th Judicial District.

S.B. 44 by Brown State Affairs
Relating to a limit on the number of persons employed by a state agency.

GUESTS PRESENTED

Senator Parmer was recognized and presented the following members of the Fort Worth Paschal High School Whiz Quiz team: Kathy Tesar, Gena Kirkland, Robert Boyd, Andrew Rhodes and their sponsors, Susan Williams and John Hamilton.

The Senate welcomed these winners of State and southwest regional competitions.

HOUSE CONCURRENT RESOLUTION 65

The Senate resumed consideration of **H.C.R. 65**.

H.C.R. 65, Granting permission to the Conference Committee on **H.B. 72** to incorporate specific language.

Question - Shall the resolution be adopted?

Senator Traeger offered the following amendment to the resolution:

Floor Amendment No. 1

Amend **H.C.R. 65** by deleting the Section designated as Roman Numeral II beginning on Page 1, Line 21 through Page 2, Line 12, and renumbering all subsequent Sections.

TRAEGER
BROOKS
LEEDOM
MONTFORD
McFARLAND

The amendment was read.

On motion of Senator Parker, the amendment was tabled by the following vote: Yeas 18, Nays 12.

Yeas: Caperton, Doggett, Edwards, Farabee, Kothmann, Lyon, Mauzy, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Truan, Uribe, Vale, Washington, Whitmire, Williams.

Nays: Blake, Brooks, Brown, Harris, Henderson, Howard, Jones, Leedom, McFarland, Montford, Sims, Traeger.

Absent-excused: Glasgow.

Senator Leedom offered the following amendment to the resolution:

Floor Amendment No. 2

Amend H.C.R. 65 by striking Article IX beginning on Page 6, Line 23 through Page 7, Line 12, in its entirety; and renumber the remaining Articles accordingly.

The amendment was read.

On motion of Senator Parker, the amendment was tabled by the following vote: Yeas 20, Nays 10.

Yeas: Blake, Brooks, Caperton, Doggett, Edwards, Farabee, Jones, Kothmann, Lyon, Mauzy, Parker, Parmer, Santiesteban, Sharp, Truan, Uribe, Vale, Washington, Whitmire, Williams.

Nays: Brown, Harris, Henderson, Howard, Leedom, McFarland, Montford, Sarpalius, Sims, Traeger.

Absent-excused: Glasgow.

The resolution was then adopted by the following vote: Yeas 19, Nays 11.

Yeas: Caperton, Doggett, Edwards, Farabee, Jones, Kothmann, Lyon, Mauzy, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Truan, Uribe, Vale, Whitmire, Williams.

Nays: Blake, Brooks, Brown, Harris, Henderson, Howard, Leedom, McFarland, Sims, Traeger, Washington.

Absent-excused: Glasgow.

MOTION TO PLACE SENATE BILL 25 ON SECOND READING

Senator Uribe asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

S.B. 25, Relating to the application of the workers' compensation law to farm and ranch laborers.

Question - Shall the regular order be suspended?

PROCLAMATION FROM THE GOVERNOR

The following Proclamation from the Governor was read and was filed with the Secretary of the Senate:

PROCLAMATION BY THE GOVERNOR OF THE STATE OF TEXAS 41-1961

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 8, and Article III, Section 40 of the Texas Constitution, I, Mark White, Governor of the State of Texas, submit the following additional subjects for consideration by the 2nd Called Session of the 68th Legislature, now convened:

- (1) Application of the workers' compensation law to farm and ranch laborers;
- (2) Legislation relating to the requirement of the use of child passenger safety seat systems and child safety in an automobile;

- (3) Consideration of the receipt, allocation, disbursement, and management of state revenue and other state money and of the times and methods of payment of the corporate franchise tax;
- (4) Provision of telecommunications services to state government;
- (5) Improvement of staff-to-patient ratios at state mental hospitals by providing for the transfer and reappropriation of money previously appropriated to the Department of Mental Health and Mental Retardation and the appropriation of money received from the federal government for services rendered by the department before October 1, 1983;
- (6) Financing of the acquisition, construction, repair, renovation, or other improvement of buildings in Travis County for the use of state agencies and institutions;
- (7) Consideration of bidding procedures under the group insurance program for state employees;
- (8) Adjustment of appropriations to public junior colleges for the payment of insurance premiums for active and retired employees;
- (9) Consideration of the authority and duties of attorneys representing the state before the 75th, 253rd, 344th, and 355th District Courts;
- (10) Consideration of replenishment of the emergency contingency funds administered by the Office of the Governor;
- (11) Reassignment of duties relative to the Southern States Energy Board formerly performed by the Texas Energy and Natural Resources Advisory Council;
- (12) Legislation to carry forward from the current fiscal year the unexpended balance of money appropriated to the Texas Low-Level Radioactive Waste Disposal Authority for site development and construction so that the appropriation may be used for the same purpose in the 1984-85 fiscal years;
- (13) Transfer and allocation of money previously appropriated to the Texas Department of Correction to comply with court orders in the case of Ruiz vs Estelle;
- (14) Authorization of participation in cooperative associations by federally funded health-related institutions, including the Children's Nutrition Research Center;
- (15) Transfer of funds within the Employees Retirement System of Texas to finance an increase in current annuities;
- (16) Amendment of the Property Code, which was enacted at the Regular Session of the 68th Legislature, to incorporate into the code without substantive change the laws on the same subject as the code that were enacted at the Regular Session and to make technical corrections to conform the code to the laws that the code repealed;
- (17) Reappropriation of funds from the Public Utility Commission to the office of Public Utility Counsel;

- (18) Amendment of the Certificate of Obligation Act of 1971;
- (19) Legislation for the improvement of roads and highways in the state and to promote efficiency and economy in the operation, maintenance and construction of said roads and highways.

Done at Austin, Texas, this the 28th day of June, 1984, under the Seal of this State properly attested by the Secretary of State.

IN TESTIMONY WHEREOF, I have hereto signed my name officially and caused the Seal of State to be affixed hereto at Austin, the 28th day of June, A.D., 1984.

/s/MARK WHITE
GOVERNOR OF TEXAS

/s/C. Ed Davis
Asst. Secretary of State

SENATE RULE 103 SUSPENDED

On motion of Senator Brooks and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Health and Human Resources might consider S.C.R. 21 at 9:00 o'clock a.m. tomorrow.

SENATE BILL 25 ON SECOND READING

The Senate resumed consideration of S.B. 25 on its second reading and passage to engrossment.

S.B. 25, Relating to the application of the workers' compensation law to farm and ranch laborers.

Question - Shall the regular order be suspended?

On motion of Senator Uribe and by unanimous consent, the regular order was suspended.

The bill was read second time.

Senator Uribe offered the following amendment to the bill:

Floor Amendment No. 1

Amend **S.B. 25** on page 1, line 11, by striking "[~~farm laborers, ranch laborers,~~]" and substituting "[~~;~~] farm or [~~laborers,~~] ranch laborers (except as provided by Section 2b of this Article),".

SARPALIUS
URIBE
FARABEE

The amendment was read and was adopted.

On motion of Senator Uribe and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

RECORD OF VOTES

Senators Brown, Jones and Sims asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 25 ON THIRD READING

Senator Uribe moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 25 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 23, Nays 5.

Yeas: Blake, Brooks, Caperton, Doggett, Edwards, Farabee, Harris, Henderson, Kothmann, Lyon, Mauzy, McFarland, Montford, Parker, Parmer, Sarpalius, Sharp, Traeger, Truan, Uribe, Vale, Whitmire, Williams.

Nays: Brown, Howard, Jones, Leedom, Sims.

Absent: Santiesteban, Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed.

RECORD OF VOTES

Senators Brown, Howard, Jones, Leedom and Sims asked to be recorded as voting "Nay" on the final passage of the bill.

MEMORIAL RESOLUTIONS

H.C.R. 33 - (Lyon): Memorial resolution for Billy Gene Smelley.

H.C.R. 35 - (Lyon): Memorial resolution for Colonel Farrell Sullivan.

H.C.R. 52 - (Parmer): Memorial resolution for former State Senator Doss Hardin.

H.C.R. 54 - (Washington): Memorial resolution for David Overstreet.

H.C.R. 61 - (Jones): Memorial resolution for Halley Cox.

H.C.R. 63 - (Doggett): Memorial resolution for former State Representative Max Carlton Smith.

S.C.R. 23 - By Doggett: Memorial resolution for Dr. Herbert J. Croner.

S.R. 175 - By Doggett: Memorial resolution for Morris J. Crawford.

S.R. 176 - By Doggett: Memorial resolution for Emma Galindo.

S.R. 177 - By Doggett: Memorial resolution for Jean Holloway.

S.R. 178 - By Doggett: Memorial resolution for Isabel M. Vallejo.

S.R. 179 - By Doggett: Memorial resolution for Joe Dacy.

S.R. 180 - By Doggett: Memorial resolution for Dr. Melvin A. Wilkov.

S.R. 181 - By Doggett: Memorial resolution for Leonard O. Guerrero.

S.R. 182 - By Doggett: Memorial resolution for Robert Hugh Dickerson.

S.R. 187 - By Doggett: Memorial resolution for Aaron Kruger.

S.R. 209 - By Doggett: Memorial resolution for John Babcock.

CONGRATULATORY RESOLUTIONS

H.C.R. 23 - (Parker): Extending congratulations to Ken Watson.

H.C.R. 44 - (Howard): Extending congratulations to the Daingerfield High School football team.

H.C.R. 46 - (Montford): Declaring the Odessa Shakespeare Globe Theatre to be a valuable cultural and heritage resource of the State.

H.C.R. 53 - (Caperton): Extending congratulations to Don and Niky Mauro on the birth of Kyle Austin Mauro.

H.C.R. 62 - (Doggett): Commending Stephen F. Austin High School.

H.C.R. 66 - (Montford): Commending the Honorable John Ben Sheppard.

S.C.R. 22 - By Brooks: Extending congratulations to Harry H. Levy, Jr.

S.R. 162 - By Brooks: Commending the Reverend Donald Paul McCarthy.

S.R. 164 - By Parmer: Extending congratulations to John Hamilton.

S.R. 165 - By Parmer: Extending congratulations to Susan Williams.

S.R. 166 - By Parmer: Extending congratulations to Andrew Rhodes.

S.R. 167 - By Parmer: Extending congratulations to Robert Boyd.

S.R. 168 - By Parmer: Extending congratulations to Gena Kirkland.

S.R. 169 - By Parmer: Extending congratulations to Marge Philp.

S.R. 170 - By Parmer: Extending congratulations to Kathy Tesar.

S.R. 171 - By Brooks: Extending congratulations to Sacred Heart Catholic Church of Galveston.

S.R. 173 - By Doggett: Extending congratulations to Doris Ploeger.

S.R. 174 - By Doggett: Commending Dr. Roger J. Williams.

S.R. 183 - By Doggett: Commending Lawrence J. Buford, Jr.

S.R. 184 - By Doggett: Commending George E. Cross.

S.R. 185 - By Doggett: Extending congratulations to Diane McGowen.

S.R. 186 - By Doggett: Extending congratulations to Leila Dumas.

S.R. 188 - By Doggett: Commending the Senate Enrolling Room staff.

S.R. 189 - By Doggett: Commending the Legislative Reference Library staff.

S.R. 190 - By Doggett: Commending the Secretary of the Senate and staff.

S.R. 191 - By Doggett: Commending the Texas Legislative Council staff.

S.R. 192 - By Doggett: Commending the Texas Sunset Commission staff.

S.R. 193 - By Doggett: Commending the Senate Staff Services personnel.

S.R. 194 - By Doggett: Commending the Senate Post Office staff.

S.R. 195 - By Doggett: Commending the Senate Purchasing staff.

S.R. 196 - By Doggett: Commending the Senate Auditor's staff.

S.R. 197 - By Doggett: Commending the Senate Journal Clerk staff.

S.R. 198 - By Doggett: Commending the Senate Personnel Office staff.

S.R. 199 - By Doggett: Commending the Senate Payroll staff.

S.R. 200 - By Doggett: Commending the Senate Inventory staff.

S.R. 201 - By Doggett: Commending Joyce Salm, Department of Human Resources.

S.R. 202 - By Doggett: Commending the Senate Calendar Clerk staff.

S.R. 203 - By Doggett: Commending the Senate Reproduction Department staff.

S.R. 204 - By Doggett: Commending the Senate Media Services staff.

S.R. 205 - By Doggett: Commending the Senate Sergeant-at-Arms staff.

S.R. 206 - By Doggett: Commending the Legislative Budget Board staff.

S.R. 207 - By Doggett: Commending the Senate Porters.

S.R. 208 - By Doggett: Commending the Capitol Car Guards.

S.R. 210 - By Doggett: Commending the Human Resources Committee staff.

S.R. 211 - By Truan: Extending congratulations to the Odem Owls baseball team.

ADJOURNMENT

On motion of Senator Mauzy, the Senate at 3:42 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

SIXTEENTH DAY (Friday, June 29, 1984)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment and was called to order by Senator Vale.

The roll was called and the following Senators were present: Blake, Brooks, Brown, Caperton, Doggett, Edwards, Farabee, Glasgow, Harris, Henderson, Howard, Jones, Kothmann, Leedom, Lyon, Mauzy, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Vale, Washington, Whitmire, Williams.

A quorum was announced present.

Senator Chet Brooks offered the invocation as follows:

Almighty God, please look upon us favorably today as we assemble here to try to bring order out of chaos. Help us do Thy will. Help us remember the first commandment of love to our fellow man. Amen.

On motion of Senator Traeger and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

REPORTS OF STANDING COMMITTEES

Senator Jones submitted the following report for the Committee on Finance:

S.B. 5

Senator Brooks submitted the following report for the Committee on Health and Human Resources:

S.C.R. 21

Senator Jones submitted the following report for the Committee on Finance: